



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Confirmation No. 9413
Shu KOBAYASHI : Attorney Docket No. 2006_1191A
Serial No. 10/587,078 : Group Art Unit 1621
Filed October 20, 2006 : Examiner Lalitha Nagubandi

METHOD OF ENANTIOSELECTIVE
NUCLEOPHILIC ADDITION REACTION
OF ENAMIDE TO CARBONYL GROUP
AND SYNTHESIS METHOD OF OPTICALLY
ACTIVE α -HYDROXY- γ -KETO ACID ESTER
AND HYDROXYDIKETONE

DECLARATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

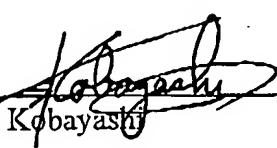
I, Shu Kobayashi, hereby declare as follows:

1. I am one of the coauthors, along with Ryosuke Matsubara and Yoshitaka Nakamura, named in the Matsubara et al. reference (Angew. Chem. Int. Ed. 2004, 43, 3258-3260) cited by the Examiner in the Office Action of August 31, 2007; and
2. Ryosuke Matsubara and Yoshitaka Nakamura did not contribute to the invention described in that reference, although their names are included in the reference because they conducted research under my guidance and control.
3. I further declare that all statements made herein of my own knowledge are true, and that all statements on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States

Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Feb 27, 2008

Date


Shu Kobayashi